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Customer Number

Patent Case No.: 43708.15.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor:	MORTEN ERIKSEN		
Application No.:	10/671,011	Group Art Unit:	3735
Filed:	September 25, 2003	Examiner:	N. Natnithithadha
Title:	VOLUMETRIC PHYSIOLOGICAL MEASURING SYSTEM AND METHOD		

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO EXAMINER'S REASONS FOR ALLOWANCE

This is in response to the Notice of Allowance mailed February 1, 2008. With regard to the Examiner's Reasons for Allowance, the MPEP sets forth various bases for providing Reasons for Allowance. From these, it is assumed that the Examiner's reasons were simply to collect and summarize various reasons from throughout the file history (MPEP 1302.14(F)). In turn, Applicants would submit that the claims are allowable for reasons now summarized and for others as well. Also, it should be clear that the Examiner's reasons should not create an estoppel against Applicants, nor should the Applicants' failure to comment on any particular aspect of the Examiner's statements be treated as acquiescence thereto. See *Salazar v. Procter & Gamble Co.*, 414 F.3d 1342, 1347, 75 USPQ2d 1369, 1373 (Fed. Cir. 2005).

This communication is being filed concurrently with payment of the corresponding Issue Fee. The application is believed to be in condition for grant, and Applicants request prompt attention thereto.

Respectfully submitted,

Date: April 30, 2008

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